

**MINUTES OF THE REGULAR MEETING OF THE  
COMMON COUNCIL OF THE CITY OF JASPER, INDIANA  
JULY 20, 2005**

A meeting of the Common Council of the City of Jasper, Indiana, was held on Wednesday, July 20, 2005, in the Council Chambers of City Hall located at 610 Main Street.

**Call to Order.**

Presiding Officer Mayor William J. Schmitt called the meeting to order at 7:00 p.m.

**Roll Call.**

Mayor William J. Schmitt	Present
Councilmembers	
John Schroeder	Present
Bradley Seger	Present
Thomas Schmidt	Absent
Ambrose 'Butch' Schitter	Present
Renee Kabrick	Absent
Randall Buchta	Present
Raymond Howard	Present
City Attorney Sandra Hemmerlein	Present
Clerk-Treasurer Juanita S. Boehm	Present

Clerk-Treasurer Juanita Boehm announced that in order to have a quorum for the meeting, a majority of the members of the legislative body must be in attendance. Five of the seven members were in attendance, which constitutes a majority; therefore, there was a quorum for the meeting.

**Approval of the Minutes**

The following minutes were distributed to and examined by the Council:

1. June 22, 2005 regular monthly common council meeting.

A **motion** was made by Councilmember Ambrose Schitter and seconded by Councilmember Randall Buchta to approve the minutes as presented. Motion carried 5-0.

**Utility Service Board.** Utility Service Board Secretary Ken Sendelweck presented a report of the regular monthly meeting held on July 18, 2005. Copies of the minutes are supplied to each council member. During discussion, City Attorney Sandra Hemmerlein explained the billing power factor adjustment.

**Public Forum - Smoke-free Work Places.** Mayor Schmitt presented possible dates for a public forum on Smoke-free work places and Councilmembers selected Monday, August 29, 2005 from 6:30 to 8:30 p.m. as the tentative date. The forum will be held at the Jasper Arts Center. There followed some discussion about the format. Mayor Schmitt responded that a meeting would be held to decide on a definite format. Councilmember Bradley Seger asked if a specific ordinance proposal would be prepared and discussed at the forum. City Attorney Sandra Hemmerlein responded that no specific ordinance would be prepared for discussion before the forum.

**Ordinance No. 2005-13 AN ORDINANCE AMENDING SECTION 7 (4) OF ORDINANCE NO. 546, ENTITLED AN ORDINANCE PROVIDING FOR A UNIFORM CODE FOR TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF JASPER, INDIANA---ONE-WAY ALLEYS DESIGNATED.**

Ordinance No. 2005-13 makes the alley that lies between Mill & Vine Streets and connects 9<sup>th</sup> and 10<sup>th</sup> Streets a one-way north alley.

Upon motion by Councilmember Raymond Howard, seconded by Councilmember Ambrose Schitter and approved 5-0, it was moved to read the ordinance for one reading only. Thereafter, on motion made by Councilmember Ambrose Schitter, seconded by Councilmember Randall Buchta and approved 5-0, it was moved to have the ordinance read by title only. The ordinance was so read.

Thereafter, upon motion made by Councilmember Raymond Howard, seconded by Councilmember Bradley Seger, it was moved to pass and adopt Ordinance No. 2005-13. The measure passed 5-0.

**Ordinance No. 2005-17 AN ORDINANCE AMENDING SECTION 6 (1) OF ORDINANCE NO. 546, ENTITLED AN ORDINANCE PROVIDING FOR A UNIFORM CODE FOR TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF JASPER, INDIANA---STOP INTERSECTIONS DESIGNATED**

Ordinance No. 2005-17 adds or changes stop intersections at  
Keystone Court at Valley View Dr.  
12<sup>th</sup> Ave. at Kimball Blvd.  
Old Huntingburg Road S at 12<sup>th</sup> Ave. and Old Huntingburg Road

Upon motion by Councilmember Ambrose Schitter, seconded by Councilmember John Schroeder and approved 5-0, it was moved to read the ordinance for one reading only. Thereafter, on motion made by Councilmember Randall Buchta, seconded by Councilmember Bradley Seger and approved 5-0, it was moved to have the ordinance read by title only. The ordinance was so read. Thereafter, upon motion made by Councilmember Bradley Seger, seconded by Councilmember Ambrose Schitter, it was moved to pass and adopt Ordinance No. 2005-17. The measure passed 5-0.

City Engineer Chad Hurm presented maps of the proposed stop intersections. There followed much discussion about the newly constructed intersection at Old Huntingburg Road S and 12<sup>th</sup> Avenue. Councilmember John Schroeder stated that Earl Fuhs had contacted him because Fuhs is concerned that traffic will not be stopping at 12<sup>th</sup> Avenue and could possibly overrun the curve and could run into his property. Mayor Schmitt advised on monitoring the intersection when in use.

**Ordinance No. 2005-18 AN ORDINANCE DESIGNATING THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) AS THE BASIS FOR ALL INCIDENT MANAGEMENT IN THE CITY OF JASPER, INDIANA**

Ordinance No. 2005-18 establishes the National Incident Management System (NIMS) as the City’s official incident response system and as its standard for incident management.

Upon motion by Councilmember Ambrose Schitter, seconded by Councilmember Randall Buchta and approved 5-0, it was moved to read the ordinance for one reading only. Thereafter, on motion made by Councilmember Raymond Howard, seconded by Councilmember Ambrose Schitter and approved 5-0, it was moved to have the ordinance read by title only. The ordinance was so read. Thereafter, upon motion made by Councilmember John Schroeder, seconded by Councilmember Ambrose Schitter, it was moved to pass and adopt Ordinance No. 2005-18. The measure passed 5-0.

During discussion, City Attorney Sandra Hemmerlein explained the ordinance and reported that the recommendation came from Homeland Security.

**Ordinance No. 2005-19 AN ORDINANCE AMENDING ORDINANCE NO. 1996-4 ENTITLED AN ORDINANCE AMENDING AND RESTATING ORDINANCE NO. 1992-16, WHICH AMENDED ORDINANCE NO. 1991-42, WHICH AMENDED ORDINANCE NO. 1988-31, WHICH AMENDED ORDINANCE NO. 1114, BEING “AN ORDINANCE ESTABLISHING A TARIFF OR ELECTRIC LIGHT AND POWER RATES AND RULES AND REGULATION GOVERNING THE SAME, AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES AMENDATORY THEREOF IN CONFLICT HEREWITH**

Ordinance No. 2005-18 changes the billing power factor adjustment from 90% to 100%.

The ordinance was introduced upon motion by Councilmember Ambrose Schitter, seconded by Councilmember Randall Buchta, and approved 5-0, to read the ordinance by title only on first reading. The ordinance was so read. Thereafter, on motion made by Councilmember Ambrose Schitter and seconded by Councilmember Bradley Seger, Ordinance No. 2005-18 was approved on first reading 5-0.

During discussion, City Attorney Hemmerlein explained that this would apply to industrial users and some commercial users.

**Property at 712 E. 12<sup>th</sup> Street.** Mayor Schmitt announced that the condemned property at 712 E. 12<sup>th</sup> Street had been demolished.

**Adjournment**  
There being no further business to come before the board, a **motion** was made by Councilmember Bradley Seger and seconded by Councilmember Ambrose Schitter to adjourn the meeting. The motion carried 5-0 and the meeting adjourned at 7:58 p.m.

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**William J. Schmitt, Mayor  
Presiding Officer**

**ATTEST:**

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**Juanita S. Boehm, Clerk-Treasurer**

Cynthia Kluemper, Recording Secretary